

## Message Text

UNCLASSIFIED

PAGE 01 BERN 03403 160934Z

11

ACTION L-03

INFO OCT-01 EUR-25 ADP-00 SCA-01 JUSE-00 RSC-01 RSR-01

/032 W

----- 100178

P 160915Z AUG 73

FM AMEMBASSY BERN

TO SECSTATE WASHDC 8088

UNCLAS BERN 3403

E.O. 11652: N/A

TAGS: CGEN SZ

SUBJECT: EXTRADITION JOSETTE GEISSER BAUER FROM U.S. TO SWITZERLAND

1. THE GOVERNMENT OF SWITZERLAND (GOS) HAS BEEN INFORMED THROUGH SWISS EMBASSY WASHINGTON THAT CELEBRATED SWISS MURDERESS BAUER BEING RELEASED FROM PRISON U.S. AND WILL NOT REPEAT NOT BE EXTRADITED SWITZERLAND. GOS HAD REQUESTED HER EXTRADITION 1967.

2. REFUSAL EXTRADITE BAUER COULD HAVE HARMFUL CONSEQUENCES FOR U.S. GOVERNMENT IN SWITZERLAND. SWISS OFFICIALS HANDLING U.S. REQUESTS FOR JUDICIAL ASSISTANCE AND EXTRADITIONS (WHICH GREATLY OUTNUMBER SWISS REQUEST TO U.S.) WILL BE PUBLICLY EMBARRASSED IF THEY ARE UNABLE TO ARRANGE EXTRADITION NOTORIOUS SWISS CRIMINAL FROM UNITED STATES. THIS EMBARRASSMENT MIGHT RESULT IN REDUCED COOPERATION. FURTHERMORE SEVERAL KNOWLEDGEABLE GOS OFFICIALS HAVE VOLUNTEERED OPINION THAT REFUSAL UNITED STATES TO EXTRADITE MRS. BAUER MAY HARM PROSPECT OF RATIFICATION U.S. - SWISS JUDICIAL ASSISTANCE TREATY. OFFICIALS SUGGEST THAT REFUSAL WOULD SHOW THAT U.S. COURTS CAN IGNORE TREATY OBLIGATIONS AND RESTRICTIONS. THIS ARGUMENT IS SOMEWHAT TENUOUS BUT APPEARANCES IMPORTANT IN RATIFICATION PROCESS.

3. WE UNDERSTAND SWISS EMBASSY WASHINGTON WILL BE ASKED TO RAISE MATTER WITH DEPARTMENT. FOR USE PREPARING REPLY DEPARTMENT MAY WISH TO CONSULT DECISION (TEXT CABLED BERN UNCLASSIFIED

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BY SWISS EMBASSY WASHINGTON) ISSUED AUG. 8, BY U.S. DISTRICT

JUDGE MEHRTENS UPON PETITION FOR WRIT HABEUS CORPUS BY  
JOSETTE CLAIRE BAUER (CASE NUMBER 73-773 CIV-WM AND 73-772  
CIV-WM.)  
DAVIS

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NNN

## Message Attributes

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**Capture Date:** 01 JAN 1994  
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**Concepts:** n/a  
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**Review Comment:** n/a  
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**Review Date:** 21 SEP 2001  
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**Review History:** RELEASED <21-Sep-2001 by reddocgw>; APPROVED <30-Jan-2002 by kellerpr>  
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30 JUN 2005

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**TAGS:** CGEN, SZ  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005